

110TH CONGRESS
1ST SESSION

S. 1800

To amend title 10, United States Code, to require emergency contraception to be available at all military health care treatment facilities.

IN THE SENATE OF THE UNITED STATES

JULY 17, 2007

Mrs. CLINTON (for herself, Mr. BAYH, Mr. SCHUMER, Mrs. BOXER, Mr. HARKIN, Mr. LAUTENBERG, and Mr. LIEBERMAN) introduced the following bill; which was read twice and referred to the Committee on Armed Services

A BILL

To amend title 10, United States Code, to require emergency contraception to be available at all military health care treatment facilities.

1 *Be it enacted by the Senate and House of Representa-*
2 *tives of the United States of America in Congress assembled,*

3 **SECTION 1. SHORT TITLE.**

4 This Act may be cited as the “Compassionate Care
5 for Servicewomen Act”.

1 **SEC. 2. REQUIREMENT TO MAKE AVAILABLE EMERGENCY**
2 **CONTRACEPTION AT ALL MILITARY HEALTH**
3 **CARE TREATMENT FACILITIES.**

4 Section 1074g(a) of title 10, United States Code, is
5 amended by adding at the end the following new para-
6 graph:

7 “(9)(A) Emergency contraception shall be included
8 on the basic core formulary of the uniform formulary, not-
9 withstanding any provision of law or regulation requiring
10 that only drugs ordered or prescribed by a physician (or
11 other authorized provider) may be included in the uniform
12 formulary.

13 “(B) Nothing in subparagraph (A) may be construed
14 to require emergency contraception to be covered under
15 the pharmacy benefits program.

16 “(C) Notwithstanding paragraph (4), prior author-
17 ization shall not be required for emergency contraception.
18 Nothing in the preceding sentence may be construed as
19 waiving any provision of the Federal Food, Drug, and Cos-
20 metic Act (21 U.S.C. 301 et seq.) or any other provision
21 of law administered by the Food and Drug Administra-
22 tion, including rules and orders of such Administration in
23 effect at any time under such Act or other provisions of
24 law.

25 “(D) In this paragraph, the term ‘emergency contra-
26 ception’ means a drug, drug regimen, or device that is—

- 1 “(i) approved by the Food and Drug Adminis-
2 tration to prevent pregnancy; and
3 “(ii) used postcoitally.”.

